

Appl. No. 10/537,350  
Amendment dated: December 1, 2008  
Reply to OA of: August 29, 2008

### **REMARKS**

Applicant has amended the claims to more particularly define the invention taking into consideration the outstanding Official Action by restricting the application to the indicated allowable subject matter. Applicant has amended claims 62 and 98 and have canceled claim 81 and 105 from the present application. Applicant notes with appreciation the Examiner's indication of allowable subject matter wherein claims 79-86 and 89-122 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant notes that allowable claim 81 is dependent on claim 62. Applicant has amended claim 62 by incorporating the allowable subject matter of claim 81 into claim 62 thereby making claim 62 an allowable claim, as well as any dependent claims thereon. Claim 81 has been canceled from the present application in view of the redundancy of the claim. Claim 82 has been amended to be dependant upon claim 62. A similar approach was taken with respect to indicated allowable claim 98, which was actually in independent form by adding the limitation from claim 105 which was also canceled from the application to place the application in immediate condition for allowance. The amendments to the claims simply comply with the requirements in the official action to place the application in condition for allowance and entry is in order.

In this regard, please note that the limitation  $\geq 0.06$  dl/g from each of allowable claims 81 and 105 has been added to the respective independent claims. This limitation reads greater than or equal to 0.06dl/g and should be clear from the amended claims. Claims 81 and 105 have been canceled from the application as redundant. The Examiner is most respectfully requested to check this to make sure the scanned documents are clear in this regard.

The objection to claims 79-86 and 89-122 as being dependent upon a rejected base claim has been obviated in view of the amendments to the claims. Accordingly, it is most respectfully requested that this objection be withdrawn.

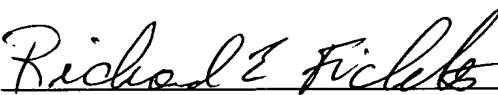
The rejection of claims 62-64, 73-78 and 87-88 under 35 U.S.C. 103(a) as being

Appl. No. 10/537,350  
Amendment dated: December 1, 2008  
Reply to OA of: August 29, 2008

unpatentable over Staffin et al. has been carefully considered. While Applicant does not necessary agree with this rejection, these claims have been canceled from the application in an effort to place the application in early condition for allowance. Applicant reserves all rights to further prosecuting these claims in a further application. Accordingly, it is most respectfully requested that this rejection be withdrawn.

In view of the above comments and further amendments to the claims, favorable reconsideration and allowance of all the claims now present in the application are most respectfully requested.

Respectfully submitted,  
BACON & THOMAS, PLLC

By:   
Richard E. Fichter  
Registration No. 26,382

625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314  
Phone: (703) 683-0500  
Facsimile: (703) 683-1080  
REF/cjw  
A02.wpd  
December 1, 2008